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**ANDHRA PRADESH ACTS, ORDINANCES AND
REGULATIONS ETC.**

The following Act of the Andhra Pradesh Legislature, received the assent of the Governor on the 19th April, 2010 and the said assent is hereby first published on the 20th April, 2010 in the Andhra Pradesh Gazette for general information.

ACT No. 8 OF 2010.

**AN ACT FURTHER TO AMEND THE ANDHRA
PRADESH EXCISE ACT, 1968.**

Be it enacted by the Legislature of the State of Andhra Pradesh in the Sixty first Year of the Republic of India as follows:-

1. (1) This Act may be called the Andhra Pradesh Excise (Second Amendment) Act, 2010.

Short
title
and
commen-
cement.

[1]

A.692

(2) It shall come into force on such date as the State Government may, by notification, appoint.

**Amend-
ment of
section
34. Act 17
of 1968.**

2. In the Andhra Pradesh Excise Act, 1968, (hereinafter referred to as the principal Act), in section 34, in item (1), in sub-item (ii), for the words "one year", the words "three years", shall be substituted.

**Amend-
ment of
section
37.**

3. In section 37 of the principal Act,-

(1) in item (i), for the words "a term which shall not be less than one year but which may extend upto three years", the words "a term which shall not be less than three years but which may extend upto five years", shall be substituted;

(2) in item (ii), for the words "a term which shall not be less than two years but which may extend upto three years", the words "a term which shall not be less than three years but which may extend upto six years", shall be substituted.

**Amend-
ment of
section
37-A.**

4. In section 37-A of the principal Act,-

(1) in sub-section (1), in clause (i), for the words "two years", the words "three years", shall be substituted;

(2) in sub-section (2), in clause (i), for the words "two years", the words "three years", shall be substituted.

**Amend-
ment of
section
60.**

5. In section 60 of the principal Act, for sub-section (5), the following shall be substituted, namely,-

“(5) Notwithstanding any thing contained in the Code of Criminal Procedure, 1973, no court shall grant any bail to any person accused of an offence punishable under sub-item (i) of item (1) of section 34 and to any person accused of an offence under clause (h) of section 34 or section 40-A or section 50 or section 50-A of this Act, unless the prosecuting officer is given an opportunity to oppose the application and the Court record reasons while granting the bail.”

**Central
Act 2 of
1973.**

6. After section 60 of the principal Act, the following new section shall be inserted namely,-

**Insertion
of new
section
60-A.**

Non-bailable
Offences.

60-A. The offences punishable under sub-item (ii) of item (1) of section 34 or section 37 or section 37-A shall be non-bailable and the provisions of the Code of Criminal Procedure, 1973 with respect to non bailable offences shall apply to those offences.”

**Central
Act 2 of
1973.**

R. RAMA CHANDRA REDDY,
Secretary to Government,
Legislative Affairs & Justice,
Law Department.